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Attorney for:
TELVIN BREAUX

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

TELVIN BREAUX,

Defendant.

Case No. 1:21-cr-00184-ADA-BAM

**UNOPPOSED MOTION AND
ORDER TO RELEASE DEFENDANT FROM
FEDERAL CUSTODY AND RETURN TO
STATE CUSTODY PENDING SENTENCING
HEARING**

Defendant Telvin Breaux, by and through his counsel of record, Alexia Torres Stallings, hereby requests that this Court order the defendant returned to state custody at the California Correctional Institution in Tehachapi, California, until such time as this Court will order his return to federal custody for the judgment and sentencing hearing in this matter. The government does not oppose this request. On July 15, 2021, Mr. Breaux was indicted on charges of Conspiracy to Commit Mail Fraud, Aggravated Identity Theft, and Aggravated Identity Theft and Aiding and Abetting. At the time he was indicted, Mr. Breaux was serving a multi-year state sentence at the California Correctional Institution in Tehachapi, California. Probation has already interviewed Mr. Breaux in preparation for its Presentence Investigation Report. He has no other court hearings aside from the imposition of sentence currently set for March 18, 2024.

1 Mr. Breaux requests that he be released from federal custody and returned to state custody
2 pending his sentencing hearing.

3 The undersigned has communicated this request to the assigned Assistant United States
4 Attorney. The United States does not oppose the request, provided that Mr. Breaux expressly
5 waive any claim or right he may have under the Interstate Agreement on Detainers Act (IADA),
6 18 U.S.C., Appendix 2, §1, *et seq.* In doing so, the United States does not acknowledge or
7 otherwise concede the applicability of the IADA to this case, including Mr. Breaux's request
8 to be returned to the state custody prior to his judgement and sentencing hearing.
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10 Date: September 18, 2023

Respectfully submitted,

11 /s/ Alexia Torres Stallings
12 Attorney for TELVIN BREAU
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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.


TELVIN BREAUX,
Defendant.

Case No. 1:21-cr-00184-ADA-BAM
RELEASE ORDER

IT IS HEREBY ORDERED, having reviewed and considered the Defendant's unopposed request, that the defendant TELVIN BREAUX shall be released from federal custody and returned forthwith to state custody at California Correctional Institution in Tehachapi, California.

IT IS SO ORDERED.

Dated: October 11, 2023


UNITED STATES DISTRICT JUDGE